

JAN 12 2006

**FACSIMILE  
TRANSMISSION  
TO USPTO**

## CERTIFICATION OF FACSIMILE TRANSMISSION:

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING FACSIMILE  
TRANSMITTED TO THE COMMISSIONER FOR PATENTS, P.O. BOX 1450,  
ALEXANDRIA, VA 22313-1450 ON THE DATE SHOWN BELOW:

Date of Transmission: **JANUARY 12, 2006**

Name of Person Making Transmission: Robert Faber

Signature:

*Robert Faber*

## DOCUMENT(S) FAXED:

## PAGES ATTACHED:

Re Applic of	Bruce B. Doris, et al.
Docket No.	FIS920040081US1
Serial No.	10/709,248
Filing Date	04/23/04
Attorney	Joseph P. Abate

**Attached: Response to Restriction Requirement****PLEASE DELIVER TO:****EXAMINER: Matthew W. Such****ART UNIT: 2891****CONFIRMATION NO.: 3247****PHONE NO:****FAX NO: 571-273-8300**

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**INTERNATIONAL BUSINESS MACHINES CORPORATION**

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East Fishkill Facility  
2070 Route 52  
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New York 12533-6531

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Phone: 845-894-2580

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## CERTIFICATION OF FACSIMILE TRANSMISSION:

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING FACSIMILE TRANSMITTED TO  
THE COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 ON THE  
DATE SHOWN BELOW:

Date of Transmission: JANUARY 12, 2006

Name of Person Making Transmission: Robert Faber

Signature: Robert Faber 1-12-06

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re Application of \_\_\_\_\_:

Date:

Bruce B. Doris, et al \_\_\_\_\_:

Group Art No: 2891

Serial No. 10/709,248 \_\_\_\_\_:

Examiner: Matthew W. Such

Filed: 04/23/04 \_\_\_\_\_:

IBM Corporation  
Bldg. 321, Zip 482  
2070 Route 52  
Hopewell Junction, NY 12533

Title: STRUCTURE AND METHOD OF  
MANUFACTURING A FINFET  
DEVICE HAVING STACKED FINS:

**RESPONSE TO RESTRICTION REQUIREMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

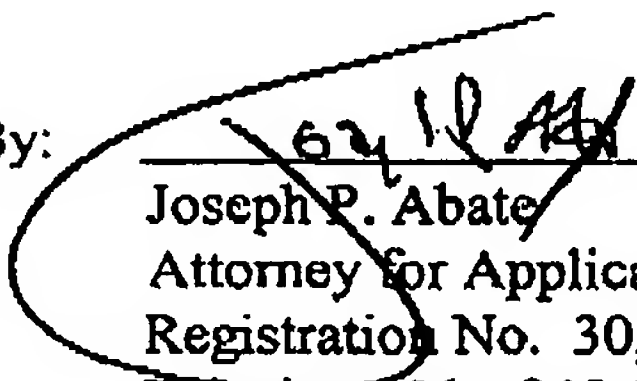
In an Office Action mailed December 13, 2005, the Examiner has required an election  
under 35 USC 121 of a single disclosed invention for prosecution.

Applicants elect to prosecute invention I, namely, claims 8 to 20, drawn to a semiconductor device, classified in class 257, subclass 66. This election is made without traverse.

Invention II is hereby withdrawn from consideration.

Respectfully submitted,  
BRUCE B. DORIS, ET AL.

By:

 11-Jan 2006  
Joseph P. Abate  
Attorney for Applicant  
Registration No. 30,238  
Telephone No. 845-894-4633